

OPINION 743

XYLOCOPA LATREILLE, [1802-1803] (INSECTA, HYMENOPTERA):
VALIDATED UNDER THE PLENARY POWERS

RULING.—(1) Under the plenary powers the generic name *Xilocopa* Latreille, 1802, is hereby suppressed for the purposes of the Law of Priority but not for those of the Law of Homonymy.

(2) The generic name *Xylocopa* Latreille, [1802-1803] (gender: feminine), type-species, by designation by Westwood, 1840, *Apis violacea* Linnaeus, 1758, is hereby placed on the Official List of Generic Names in Zoology with the Name Number 1687.

(3) The specific name *violacea* Linnaeus, 1758, as published in the binomen *Apis violacea* (type-species of *Xylocopa* Latreille, [1802-1803]) is hereby placed on the Official List of Specific Names in Zoology with the Name Number 2091.

(4) The generic name *Xilocopa* Latreille, 1802 (as suppressed under the plenary powers in (1) above) is hereby placed on the Official Index of Rejected and Invalid Generic Names in Zoology with the Name Number 1767.

(5) The family-group name XYLOCOPIDAE (correction of "Des Xylocopites") Lepeletier, 1841 (type-genus *Xylocopa* Latreille, [1802-1803]) is hereby placed on the Official List of Family-Group Names in Zoology with the Name Number 399.

HISTORY OF THE CASE (Z.N.(S.) 1527)

The present case was submitted to the office of the Commission by Dr. Paul D. Hurd, Jr., in March 1962. Dr. Hurd's application was sent to the printer on 21 May 1962 and was published on 26 April 1963 in *Bull. zool. Nomencl.* 20 : 227-228. Public Notice of the possible use of the plenary powers in the present case was given in the same part of the *Bulletin* as well as to the other prescribed serial publications (Constitution Art. 12b; *Bull. zool. Nomencl.* 21 : 184) and to seven entomological serials. No comment was received.

DECISION OF THE COMMISSION

On 12 February 1965 the Members of the Commission were invited to vote under the Three-Month Rule on Voting Paper (65)2 either for or against the proposals set out in *Bull. zool. Nomencl.* 20 : 227-228. At the close of the prescribed voting period on 12 May 1965 the state of the voting was as follows:

Affirmative votes—twenty-one (21), received in the following order: China, Lemche, Mayr, Binder, Riley, Vokes, Stoll, Holthuis, Obruchev, Jaczewski, Simpson, Alvarado, Tortonesi, Uchida, do Amaral, Forest, Miller, Mertens, Kraus, Brinck, Sabrosky.

Negative votes—one (1): Ride.

Voting Papers not returned—four (4): Bonnet, Borchsenius, Hubbs, Munroe.

Commissioners Evans and Boschma returned late affirmative votes.

In returning his vote Prof. G. G. Simpson made the following comment: "On the evidence submitted, there seems to be a *prima facie* case that the result sought would follow from application of Art. 32a (ii) and other provisions of the Code. The invocation of plenary powers seems almost frivolous and should be discouraged in such cases, but at this point the harm is done."

ORIGINAL REFERENCES

The following are the original references for names placed on the Official Lists and Index by the Ruling given in the present Opinion:

violacea, *Apis*, Linnaeus, 1758, *Syst. Nat.* (ed. 10) **1** : 578

Xylocopa Latreille, 1802, *Hist. nat. Fourmis* : 432

Xylocopa Latreille, [1802-1803], *Hist. nat. gén. partic. Crust. Ins.* **3** : 379

XYLOCOPIDAE Lepeletier, 1841, *Hist. nat. Ins., Hyménopt.* **2** : 147

The following is the original reference for the designation of a type-species for the genus concerned in the present Ruling:

For *Xylocopa* Latreille, [1802-1803]: Westwood, 1840, *Introd. mod. Classif. Ins.*, Gen. Synopsis : 86

CERTIFICATE

We certify that the votes cast on Voting Paper (65)2 were cast as set out above, that the proposal contained in that Voting Paper has been duly adopted under the plenary powers, and that the decision so taken, being the decision of the International Commission, is truly recorded in the present Opinion No. 743.

G. OWEN EVANS
Secretary

W. E. CHINA
Assistant Secretary

International Commission on Zoological Nomenclature

London

24 May 1965